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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/802,199	03/16/2004	Ka Leung Ling	US000192A	3761

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS
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BRIARCLIFF MANOR, NY 10510

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED: 12/12/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notification of Non-Compliant Appeal Brief
(37 CFR 41.37)**

Application No.

10/802,199

Applicant(s)

LING ET AL.

Examiner

Aurangzeb Hassan

Art Unit

2182

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on 24 September 2007 is defective for failure to comply with one or more provisions of 37 CFR 41.37.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

1. ☐ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☒ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☐ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☐ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner **and relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10. ☒ Other (including any explanation in support of the above items):

See Continuation Sheet.


HENRY TSAI 12/10/07
SUPERVISORY PATENT EXAMINER

Continuation of 10. Other (including any explanation in support of the above items): Continuation of 10. Other (including any explanation in support of the above items): To meet the requirement for section 4(a), appellant needs to provide a mapping of the claimed subject matter to the disclosure, and to drawings by reference characters to concisely explain the subject matter defined in the claims. For example with respect to claim 21 the Appellant has cited the same passage for all of the elements and therein has failed to map out every element, references need to be provided for the processor cores and how the different embodiments are represented. Claims 21, 28, 35, 38, 41 and 42 are the independent claims and it is unclear how the different embodiments are represented by the same citations. Appellant is encouraged to review the claims for consistency throughout the brief and correct similar mapping errors.

This is not an exclusive list of errors, it is intended to be an example and the Appellant is encouraged to review the entire brief and correct all similar deficiencies.

Per 27 CFR 41.37(d), if appellant does not file an amended brief within the set time period, or files an amended brief that does not overcome the reasons for non-compliance stated in the notification, the appeal will stand dismissed.

The Examiner also notes that the Appellant has directed arguments towards the double patenting rejection that is no longer current. Furthermore the Appellant is requested to check the status of the Power of Attorney. The current Power of Attorney is permitted for Aaron Waxler (Reg. # 48027).